

REMARKS / ARGUMENTS

Claims 45-61, 63, 64, 66 and 67 are pending. Claims 62, 65 and 68 have been cancelled without prejudice or disclaimer in order to expedite the prosecution of the present application. Claims 45, 60, 69 and 70 have been amended. No new subject matter has been added.

Claim 45 has been amended to replace the phrase “while the above mentioned” with “wherein”, as suggested by the Examiner. Accordingly, the rejection under 35 U.S.C. sec. 112, 2nd paragraph, is moot.

Claim 60 has been amended to delete non-elected subject matter.

Claims 69 and 70 have been amended to limit there scope to obesity and conditions associated with obesity, respectively. Rejoinder is requested for these claims.

In view of the foregoing, it is respectfully submitted that the subject application is in condition for allowance and favorable reconsideration is earnestly solicited. To expedite prosecution, the Examiner is invited to contact the undersigned attorney at the phone number recited below if any outstanding issues are found.

Respectfully submitted,

/Mary-Ellen M. Devlin/
Mary-Ellen M. Devlin, Reg. No. 27,928
Attorney for Applicant(s)

Patent Department
Boehringer Ingelheim Corp.
900 Ridgebury Road
Ridgefield, CT 06877
Tel.: (203) 791-6214
Date: June 2, 2008